

PATENT

Attorney Docket No.: 32301WD226

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Brigitte BATHE, *et al.*

Examiner: To Be Assigned

Serial No. : 09/955,286

Group Art Unit:1642

Filed: September 19, 2001

For : NUCLEOTIDE SEQUENCES WHICH CODE FOR THE ndkA GENE

SEQUENCE LISTING SUBMISSION STATEMENT UNDER 37 C.F.R. §1.821

Atto: Box Missing Parts

Asst. Commissioner for Patents

Washington, D.C. 20231

Sir:

Submitted herewith is a paper copy and a computer readable copy of the sequence listings in this patent application. The content of the paper copy and the computer readable copy are the same. This submission contains no new matter. In addition, the sequence listing is the same as the sequence listing of the priority document, which is incorporated by reference in its entirety by the instant specification.

Respectfully submitted,

SMITH, GAMBRELL & RUSSELL, LLP

By:  45,338

Robert G. Weilacher, Reg. No. 20,531
1850 M Street, N.W., Suite 800
Washington, D.C. 20036
Telephone: (202) 659-2811
Facsimile: (202) 263-4329

Dated: December 18, 2001